

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 CHRISTINE FLETCHER,

4 Plaintiff

5 v.

6 NANCY A. BERRYHILL,

7 Defendant

Case No.: 2:17-cv-02628-APG-VCF

**Order Accepting Report and
Recommendation, Granting Motion to
Affirm, and Denying Motion for Summary
Judgment**

[ECF Nos. 20, 23, 25]

8 On October 3, 2018, Magistrate Judge Ferenbach entered a report and recommendation
9 that I deny plaintiff Christine Fletcher's motion for summary judgment and grant defendant
10 Nancy Berryhill's motion to affirm. ECF No. 25. Fletcher did not file an objection. Thus, I am
11 not obligated to conduct a de novo review of the report and recommendation. 28 U.S.C.
12 § 636(b)(1) (requiring district courts to "make a de novo determination of those portions of the
13 report or specified proposed findings to which objection is made"); *United States v. Reyna-*
14 *Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc) ("the district judge must review the
15 magistrate judge's findings and recommendations de novo *if objection is made*, but not
16 otherwise" (emphasis in original)).

17 IT IS THEREFORE ORDERED that Magistrate Judge Ferenbach's report and
18 recommendation (**ECF No. 25**) is **accepted**, defendant Nancy Berryhill's motion to affirm (**ECF**
19 **No. 23**) is **GRANTED**, and plaintiff Christine Fletcher's motion for summary judgment (**ECF**
20 **No. 20**) is **DENIED**. The clerk of court is instructed to enter judgment in favor of the defendant
21 and against the plaintiff.

22 DATED this 7th day of November, 2018.

23 
ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE